10/589040

IAP11 Rec'd PCT/PTO 10 AUG 2006 TENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S)

Espinosa

FOR

ANTICORROSION COATING COMPOSITION IN AQUEOUS DISPERSION COMPRISING AN ORGANIC TITANATE AND/OR

ZIRCONATE

SERIAL NO.

: Unknown

FILED

: Herewith

EXAMINER

: N/A

ART UNIT

: Unknown

CONFIRMATION NO.

Unknown

ATTORNEY DOCKET NO.

: CABI 200003

INFORMATION DISCLOSURE STATEMENT

Mail Stop None Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

In accordance with 37 C.F.R. §§ 1.56, 1.97, 1.98 and MPEP § 609, applicant(s) submit(s) the following Disclosure Statement concerning art of which the applicant(s) is (are) aware. A copy of PTO/SB/08 Form (renumbered from 1449) is enclosed.

This Information Disclosure Statement should not be construed to be an admission that any information referred to herein or submitted herewith is "prior art" or is considered to be material to patentability for this invention.

The United States Patent and Trademark Office OG Notice dated 12 October 2004 published a final rule revising 37 C.F.R. 1.98 dealing with the content of Disclosure Statements. Paragraph (a)(2) was revised to read in part, "A legible copy of:

10/589040 IAP11 Rec'd PCT/PTO 10 AUG 2006

(i) Each foreign patent; (ii) Each publication or that portion which caused it to be listed, other than U.S. patents and U.S. patent application publications unless required by the Therefore, Applicant(s) has (have) not enclosed copies of the cited U.S. patents and published patent applications with this Information Disclosure Statement.

In accordance with 37 C.F.R. §1.97(g) and (h), the filing of this Information Disclosure Statement should not be construed to mean that a search has been made or

Disclosure Statement should not be construed to mean that a search has been made of
that no other material information as defined in 37 C.F.R. §1.56(b) exists.
☑ Under § 1.98(a)(3), a concise explanation of relevance is required for
information that is not in the English language. Accordingly, the English language
documents have no further explanation.
All of the cited and/or included documents were cited by the
European Patent Office in a related application(s). A copy of the European Search
Report is enclosed.
Consideration of the appropriate paragraph(s) indicated below is respectfully
requested:
Information Disclosure Statement is being filed within three months of the filing date of
the application (or date of entry of the national stage). Although it is believed no fee is
necessary, any deficiency in fees should be handled as set forth below.
☐ BEFORE FIRST OFFICE ACTION: Under § 1.97(b)(3), this Information
Disclosure Statement is being filed before the mailing date of a first Office Action on the
merits. Although it is believed no fee is necessary, any deficiency in fees should be
handled as set forth below.
BEFORE FINAL ACTION, OR NOTICE OF ALLOWANCE, OR ACTION
THAT CLOSES PROSECUTION/WITH STATEMENT: Under § 1.97(c)(1), this
information shall be considered if filed before the mailing date of a final action, or a
Notice of Allowance or action that otherwise closes prosecution in the application if
accompanied by the statement:

Under § 1.97(e)(1), the undersigned states:

10/589040 IAP11 Rec'd PCT/PTO 10 AUG 2006

A. that each item of information contained in the information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement; or
B. that no item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the Information Disclosure Statement was known to any individual designated in §1.56(c) more than three months prior to the filing of the Information Disclosure Statement.
BEFORE FINAL ACTION, OR NOTICE OF ALLOWANCE, OR ACTION
THAT CLOSES PROSECUTION/WITH FEE: Under § 1.97(c)(2), this information shall
be considered if filed before the mailing date of a final action if accompanied by a fee in
the amount of \$180.00 as required by §1.17(p). Accordingly, the necessary fee
accompanies this Information Disclosure Statement, as set forth below.
AFTER FINAL ACTION, OR NOTICE OF ALLOWANCE, OR ACTION
THAT CLOSES PROSECUTION/AND ON OR BEFORE PAYMENT OF THE ISSUE
FEE:
1. Under § 1.97(e)(1), the undersigned states:
A. that each item of information contained in the Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement; or
Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the Information Disclosure Statement was known to any individual designated in § 1.56(c) more than three months prior to the filing of the Information Disclosure Statement; and
2. the fee in the amount of \$180.00 as required by §1.17(p) Accordingly, the necessary fee accompanies this Information Disclosure Statement, as set forth below.
PRIORITY CLAIM: The enclosed PTO/SB/08 includes all patents
publications, or other information previously cited by or submitted to the Office in one o
more prior applications from which the present application claims priority. These one o

10/589040 IAP11 Rec d PCT/PTO 10 AUG 2006

more prior applications are identified in the papers accompanying the filing of this application.

Any payment due for the filing of this Information Disclosure Statement is authorized to be charged to a Credit Card. The appropriate form PTO-2038 is enclosed for this purpose. If the Credit Card is unable to be charged, please charge any and all fees or credit any overpayment to Deposit Account No. 06-0308.

It is respectfully requested that the attached document(s) be considered and officially cited in examination of this application.

Respectfully submitted,

FAY, SHARPE, FAGAN, MINNICH & McKEE, LLP

August 10, 2006

Mark E. Bandy, Reg. No. 35,788

1100 Superior Avenue

Seventh Floor

Cleveland, OH 44114-2579

216-861-5582

CERTIFICATE OF MAILING OR TRANSMISSION								
I hereby certify that this correspondence (and any iter	m referred to herein as being attached or enclosed) is (are)							
to: Mail Stop None, Commissioner for Paten indicated below.	deposited with the United States Postal Service "Express Mail" service under 37 CFR 1.10, addressed to: Mail Stop None, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date							
transmitted to the USPTO by facsimile in accordance with 37 CFR 1.18 on the date indicated below.								
Express Mail Label No.: EV 8303/7289 W	Signature: May ann Temesvari							
	,							
Date: aug. 10, 2006	Name: Mary Ann Temesvari							

N:\CABI\200003\MAT0003679V001.doc

10/589.040 approved for use through 07/31/2003. OMB 0651-0031 OMB 0651-0

Substitute for form 1449A/PTO		Complete if Known								
		Application Number			Unknown					
INFORMATION DISCLOSURE		Filing Date			Herewith					
STATEMENT BY APPLICANT(S)		First Named Inventor			Espinosa					
STATEMENT OF APPLICANT(S)		D. A. LIOANI(O)	Art Unit			Unknown	•			
		Examiner Name			N/A					
	She	eet 1 of 1	Attorney Docket No.			CABI 200003				
U.S. PATENT DOCUMENTS										
Examiner Initials*	Cite No.	Document No. Number-Kind Code (if known)	Publication/Issue Date MM-DD-YYYY		Name of Patentee or Applicant of Cited Document		Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear		e it	
	AA	US-3,817,905	06/1974		Lerne	r et al.	**			
	AB	US-								
	AC	US-								
	AD	US-								
	AE	US-								
	AF	US-								
	AG	US-								
	AH	US-								
	Al	US-								
	AJ	US-								
	AK	US-								
	AL	US-								
FOREIGN PATENT DOCUMENTS										
Examiner	Cite	Foreign Patent Doo	cument	Publica	ation Date	Name of	Patentee or	F	Pages, Columns, Lines,	T
Initials*	No.	Country Code-Number Kind		MM-DD-YYYY		A 11 (CO11 1		Where Relevant Passages Relevant Figures Appea		·
	АМ	WO 02/088262		11/2002		Dow Corning Corporation				
	AN	EP 1233043	08/2		02 Metal Internation		Coatings onal Inc.			
	AO									
	AP					<u> </u>		<u> </u>		
OTHER NON PATENT LITERATURE DOCUMENTS										
Examiner Initials*	Cite No.	Include name of the author (in CAPITAL LETTERS), tile of the article (when appropriate), title of the item T (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volumeissue number(s), publisher, city and/or country where published								
	AQ	<u> </u>	Put			- where pu				\vdash_{\sqsubset}
	AR									╁
	AS									1
	AT									╁
	AU		 							t
	Examiner /Margaret Moore/ Signature				Date 08/25/200 Considered		08/25/2009			

N:\CABI\200003\MAT0003680V001.doc